

Attorney Docket No. 0152.210US

USPTO FAX NO.: 703-746-9330

ATTENTION: Carolyn L. Smith
TELEPHONE NUMBER: 703-308-6043

OFFICIAL COMMUNICATION
FOR THE PERSONAL ATTENTION OF
EXAMINER CAROLYN L. SMITH

CERTIFICATION OF FACSIMILE TRANSMISSION

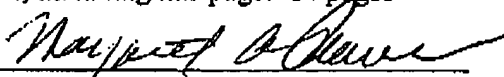
I hereby certify that the following documents in re Application of Steven Leong et al., Application No. 09/725,324, filed November 28, 2000, for CYTOKINE POLYPEPTIDES AND NUCLEIC ACIDS, are being facsimile transmitted to Group 1631 of the US Patent and Trademark Office to USPTO facsimile phone number 703-746-9330 on the date shown below.

Documents Attached

1. Communication Regarding Previously Filed Information Disclosure Statement (2 pages);
2. Copy of Information Disclosure Statement mailed to USPTO on May 3, 2001 (2 pages)
3. Copy of PTO-Form 1449 mailed to USPTO on May 3, 2001 (5 pages);
4. Copy of Transmittal Form mailed to USPTO on May 3, 2001 (1 page);
5. Copy of Return Postcard and addressed envelope mailed to USPTO on May 3, 2001 (2 pages); and
6. Copy of Return Postcard date-stamped as received by USPTO on May 7, 2001 (1 page).

Number of pages being transmitted, including this page: 14 pages

Dated: May 19, 2003


Margaret A. Powers, Reg. No. 39,804

**PLEASE CONFIRM RECEIPT OF THIS PAPER BY
RETURN FACSIMILE AT (650) 298-5446**

Maxygen, Inc.
Intellectual Property Department
515 Galveston Drive
Redwood City, CA 95064
Telephone: 650-298-5300
Facsimile: 650-298-5446
Customer No. 30560

I hereby certify that this correspondence is being transmitted by facsimile to Group 1631 of the United States Patent and Trademark Office to facsimile number 703-746-9330 on May 19, 2003:

Attorney Docket No.: 0152.210US

MAXYGEN, INC.

By


Margaret A. Powers

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Steven R. Leong, et al.

Application No.: 09/725,324

Filed: November 28, 2000

For: CYTOKINE POLYPEPTIDES AND
NUCLEIC ACIDS

Examiner: Carolyn L. Smith

Art Unit: 1631

**COMMUNICATION REGARDING
PREVIOUSLY FILED INFORMATION
DISCLOSURE STATEMENT**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

Pursuant to a telephone request from the Examiner on May 19, 2003, complimentary copies of the following documents are being transmitted to the Examiner via facsimile:

1. Copy of Information Disclosure Statement mailed to USPTO on May 3, 2001 (2 pages);
2. Copy of PTO-Form 1449 mailed to USPTO on May 3, 2001, listing 106 references (5 pages);
3. Copy of Transmittal Form mailed to USPTO on May 3, 2001 (1 page);
4. Copy of Return Postcard and addressed envelope mailed to USPTO on May 3, 2001, indicating that the three above-referenced documents and 106 references (cited on PTO-

Steven R. Leong, et al.
Application No.: 09/725,324
Page 2

Form 1499) were mailed on May 3, 2001 (2 pages); and

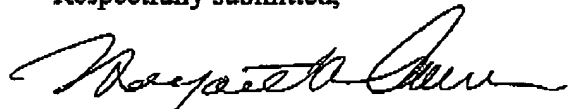
5. Copy of Return Postcard date-stamped as received by the USPTO on May 7, 2001 (1 page).

Applicants thank the Examiner for her close review of the contents of the USPTO file for the above-identified application. The Examiner noted that she could not locate in the USPTO file for the application the following documents: copies of the Information Disclosure Statement, cited references, and related formal papers mailed by Applicants to the USPTO on May 3, 2001 and received by the USPTO on May 7, 2001, as evidenced by the Return Postcard date-stamped by the USPTO on May 7, 2001. For the convenience of the Examiner, copies of these documents (excluding the cited references) are attached.

Applicants understand the Examiner has requested a search at the USPTO for the 106 references cited on the PTO-FORM 1449 and enclosed with Applicants' submission on May 3, 2001. If the Examiner has difficulty locating the cited references, Applicants would be pleased to supply the Examiner with additional complimentary copies of the references.

If the Examiner needs any further assistance, please do not hesitate to telephone the undersigned at (650) 298-5809.

Respectfully submitted,



Margaret A. Powers
Reg. No. 39,804

Maxygen, Inc.
Intellectual Property Department
515 Galveston Drive
Redwood City, California 94063
Telephone: (650) 298-5300
Facsimile: (650) 298-5446
Customer No. 30560

TO THE U.S. PATENT & TRADEMARK OFFICE

Please stamp the date of receipt of the following document(s) and return this card to us:

RE: Information Disclosure Statement for CYTOKINE POLYPEPTIDES AND
NUCLEIC ACIDS

TITLE OF DOCUMENT(S):

- Information Disclosure Statement (2 sheets)
- PTO-form 1449 (5 sheets)
- Cited References (106)
- Transmittal Sheet
- Acknowledgement Postcard



Application No. 09/725,324

File No. 02-108010US

Date Due _____

Date Mailed: May 3, 2001

Atty/Secy.: JAQ/tb

MAY 14 2001

LAW OFFICES OF
JONATHAN ALAN QUINE

TO THE U.S. PATENT & TRADEMARK OFFICE

Please stamp the date of receipt of the following document(s) and return this card to us:

RE: Information Disclosure Statement for CYTOKINE POLYPEPTIDES AND
NUCLEIC ACIDS

TITLE OF DOCUMENT(S):

- Information Disclosure Statement (2 sheets)
- PTO-form 1449 (5 sheets)
- Cited References (106)
- Transmittal Sheet
- Acknowledgement Postcard

Application No. 09/725,324

File No. 02-108010US

Date Due _____

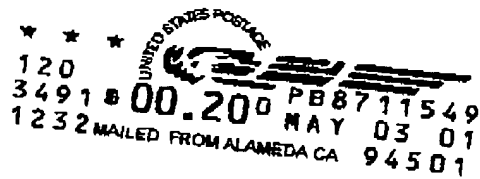
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MAY-19-2003 10:58AM FROM-MAXYGEN

6502985446

T-087 P.006/014 F-932



Law Offices of Jonathan Alan Quine
2033 Clement Ave., Suite 200
Alameda, CA 94501

Please type a plus sign (+) inside this box → ☒Approved for use through 08/30/2000. OMB 0651-0031
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/725,324	
	Filing Date	November 28, 2000	
	First Named Inventor	Steven R. Leong	
	Group Art Unit	Unassigned	
	Examiner Name	Unassigned	
Total Number of Pages in This Submission	8	Attorney Docket Number	02-108010US

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): receipt acknowledgment postcard
Authorization to Charge Deposit Account Please charge Deposit Account No. 50-0893 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.		
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Jonathan Alan Quine, Reg. No. 41,261, The Law Offices of Jonathan Alan Quine
Signature	<i>Jonathan Alan Quine</i>
Date	5-2-01

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: 5-3-2001			
Typed or printed name	Tracie Brooks		
Signature	<i>Tracie Brooks</i>	Date	5-3-2001

I hereby certify that this correspondence is
being deposited with the United States
Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents,
Washington, D.C. 20231

On May 3, 2001

The Law Offices of Jonathan Alan Quine

By Heide Brooks

Attorney Docket No. 02-108010US
Client Ref. No. 0152.002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Steven R. Leong, *et al.*

Application No.: 09/725,324

Filed: November 28, 2000

For: CYTOKINE POLYPEPTIDES AND
NUCLEIC ACIDS

Examiner: Unassigned

Art Unit: Unassigned

INFORMATION DISCLOSURE
STATEMENT UNDER 37 CFR § 1.97 and
§ 1.98

Assistant Commissioner for Patents
Washington, D.C. 20231

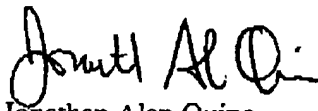
Sir:

The references cited on attached form PTO-1449 are being called to the attention of the Examiner. Copies of the references are enclosed. It is respectfully requested that the cited information be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

Application No.: 09/725,324
Page 2

Applicant believes that no fee is required for submission of this statement, since it is being submitted prior to the first Office Action. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 50-0893. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



Jonathan Alan Quine
Reg. No. 41,261

THE LAW OFFICES OF JONATHAN ALAN QUINE
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JAQ:tb